

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS
WESTERN DIVISION

Scott Stern,) Case No.: 04-30176-FPS
)
and other persons similarly situated) Notice of Appeal of Orders dated
in the Commonwealth of Massachusetts;) October 15, 2004.
and other persons similarly situated)
in the United States of America; and)
other persons similarly situated not)
currently residing within the)
Commonwealth of Massachusetts or the)
United States of America,)
)
Plaintiff,)
vs.

University of Massachusetts at
Amherst; University of Massachusetts
Health Services; Bernatte Melby,
Director of Health Services; Brian
Burke, Associate Counsel, University
of Massachusetts at Amherst;
University of Massachusetts Board of
Trustees; Massachusetts Board of
Higher Education, Division of Health
Care Finance and Policy

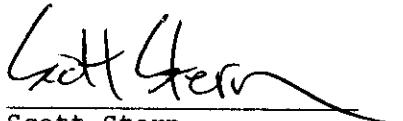
Defendants

NOW HERE COMES PLAINTIFF AND GIVES NOTICE TO THIS COURT THAT
PLAINTIFF MOVES THIS COURT TO SECURE HIS RIGHT OF APPEAL OF THE
Orders dated October 15, 2004 by Judge F. Dennis Saylor IV, of
Worcester, Massachusetts.

Plaintiff seeks a Temporary Restraining Order in order to continue
his education, through a federally funded program, the Massachusetts
Rehabilitation Commission, at the University of Massachusetts at
Amherst. Granting such an order would not harm the State by any means.
The TRO would not be issued with prejudice or without prejudice for

plaintiff and the pending litigation. It would simply allow plaintiff to enroll at the University of Massachusetts and continue his education. A granting of the TRO would ensure plaintiff's federal and state constitutional right to an education.

Respectfully submitted, on this 20th day of October, 2004.



Scott Stern
Pro-Se Plaintiff
400 West Main Street
North Adams, Massachusetts 01247